



BANNER & WITCOFF, LTD.
INTELLECTUAL PROPERTY LAW

10 SOUTH WACKER DRIVE, SUITE 3000
CHICAGO, ILLINOIS 60606

TEL: 312.463.5000
FAX: 312.463.5001
www.bannerwitcoff.com

FACSIMILE TRANSMITTAL SHEET

TO: MAIL STOP AMENDMENT	FROM: Kenneth F. Smolk	RECEIVED CENTRAL FAX CENTER
COMPANY: USPTO	DATE: November 10, 2005	NOV 10 2005
FAX NO.: (571) 273-8300	TOTAL NO. OF PAGES: (Including cover sheet) 9	
YOUR REFERENCE NO.: 09/868,713	OUR REFERENCE (C/M) NO.: 05222.00175	
RE:	In re: Appln. Of Bertrand et al. Appln. No. 09/868,713 Filed: October 10, 2001 For: A Simulation Enabled Feedback System	

OFFICIAL FAX

If you do not receive all page(s) or have any problems receiving this transmission, please call:

NAME: Alma Bahena	PHONE: 312-463-5565
-----------------------------	-------------------------------

COMMENTS:**AMENDMENT**

Important/Confidential: This message is intended only for the use of the individual or entity to whom it is addressed. This message contains information from the law firm of Banner & Witcoff, Ltd. which may be privileged, confidential or exempt from disclosure under applicable law. If the reader of this message is not the intended recipient, you are hereby notified that any dissemination, distribution, retention, archiving, or copying of the communication is strictly prohibited. If you have received this communication in error, please notify us immediately at our telephone number listed above. We will be happy to arrange for the return of this message to our offices at no cost to you.

CHICAGO

WASHINGTON, D.C.

BOSTON

PORTLAND, OR

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

PTO/SB/2 (02-04)

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	09/868,713	
	Filing Date	10/10/2001	
	First Named Inventor	Bertrand, Benoit I ²	
	Art Unit	2121	
	Examiner Name	Homes, Michael E.	
Total Number of Pages in This Submission	9	Attorney Docket Number	05222.00175

RECEIVED
CENTRAL FAX CENTER
NOV 10 2005

ENCLOSURES (check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Facsimile Cover Sheet
Remarks: The Commissioner is authorized to debit or credit any deficiency or overpayment from our Deposit Account No. 10-0733.		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Kenneth F. Smolik Reg. No. 44,344
Signature	<i>Kenneth F. Smolik</i>
Date	November 10, 2005

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 450, Alexandria, VA 22313-1450 on the date shown below:			
Typed or printed name	<i>Nancy Muniz</i>		
Signature	<i>Nancy Muniz</i>	Date	11-10-05

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 36 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-6188 and select option 2.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
(Attorney Docket No. 05222.00175)

RECEIVED
CENTRAL FAX CENTER

NOV 10 2005

In re U.S. Patent Application of Benoit)
Patrick Bertrand)
Application No. 09/868,713) Examiner: Homes, Michael B
Filed: October 10, 2001) Group Art Unit: 2121
For: A SIMULATION ENABLED FEEDBACK)
SYSTEM)

AMENDMENT

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

This is in response to the non-final Office Action mailed August 10, 2005. The Examiner set a three-month period for response, thus making this response due on or before November 10, 2005. It is believed there is no fee due in connection with this filing. If a fee is due, the Office is authorized to charge such a fee to Deposit Account No. 19-0733.

Please amend this application as follows:

Amendments to the Claims are reflected in the Listing of Claims, which begins on page 2 of this paper.

Remarks/Arguments begin on page 5 of this paper.